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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

10 ONVIA, INC., a Delaware corporation,

11 Plaintiff,

12 v.

13 NICHE SITES, LLC, a Pennsylvania limited
14 liability company,

15 Defendant.

No. C09-0640 RAJ

**MOTION FOR AN ORDER OF
DEFAULT AGAINST DEFENDANT
NICHE SITES**

Note on Motion Calendar: June 2, 2009

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17 Plaintiff Onvia, Inc. ("Onvia") hereby moves this Court for an Order of Default against
18 Defendant Niche Sites, LLC ("Niche Sites"). An entry of default is appropriate pursuant to Fed.
19 R. Civ. Pr. 55(a). That rule provides:

20 When a party against whom a judgment for affirmative
21 relief is sought has failed to plead or otherwise defend as
22 provided by these rules and that fact is made to appear by
affidavit or otherwise, the clerk shall enter the party's
default.

23 Onvia filed a Complaint against Niche Sites on May 8, 2009. *See* Dkt. #1. Niche Sites
24 was served with the Summons and Complaint on May 11, 2009. *See* Dkt. No. 3
25 (Acknowledgement of Service). As such, the deadline for Niche Sites to plead or otherwise
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MOTION FOR AN ORDER OF
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Case No. C09-0640 RAJ

Seattle-3528072.1 0041098-00003

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1 defend was June 1, 2009. Given that Niche Sites has not appeared, pleaded or otherwise
2 defended against the Complaint, Onvia respectfully requests that the Clerk enter an order of
3 default against Defendant pursuant to Fed. R. Civ. Pr. 55(a). A proposed Order of Default
4 accompanies this motion.
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6 DATED: June 2, 2009

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